

Practitioner's Docket No. HYF 40060B/66

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Matthew Luedtke, Dane Blackburn & Michael Piontek

Application No.: 101998,927 Group No.: 3617  
Filed: 3-12-04 Examiner: Sherman Bersinger

For: Method and Apparatus for Compacting Sail Cars

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTIFICATION OF FILING OF CONTINUING,  
DIVISIONAL OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a:

- ☐ continuation  
☒ continuation-in-part  
☐ divisional  
☐ continued prosecution

application for this case

- ☒ concurrently herewith.  
☐ on \_\_\_\_\_ Date

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10 \*

- ☒ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Addressee"  
Mailing Label No. EJ854784918 US (mandatory)

TRANSMISSION

- ☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Signature

Kristine Carroll

Date: 2-2-06

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Notification of Filing of Continuing, Divisional or Continued Prosecution Application [4-9]—page 1 of 2))

02-03-06

JFC

Practitioner's Docket No. NYF 40060 B

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Luedtke et alApplication No.: 101798,927 Group No.: 3617Filed: 3-12-04Examiner: Basinger, ShermanFor: Method + Apparatus for Compacting Soil Cars

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**CONDITIONAL PETITION AND FEE FOR EXTENSION OF TIME IN  
PARENT CASE THAT IS TO BE ABANDONED  
WHEN FILING NEW APPLICATION CLAIMING ITS BENEFIT**

NOTE: When an extension of time is sought solely for the purpose of filing a continuation application under 35 U.S.C. § 120, and where the prior application is to be abandoned in favor of the continuing application, the filing of a response as required by 37 C.F.R. § 1.111 or 1.113 is considered to be an unnecessary expenditure of resources by the applicant and, in these situations, the PTO will accept the filing of a continuing application as a response under 37 C.F.R. § 1.136. Notice of May 13, 1983 (1031 O.G. 11).

NOTE: For use only when it is believed that no petition and fee for extension of time need be filed.

NOTE: The PTO finds it useful if a copy of the petition filed in the prior application extending the term for response is filed with the papers constituting the filing of the continuation application. Notice of November 5, 1985 (1060 O.G. 27).

02/06/2006 CNEBA1 00000040 11346523

06 FC:2253

510.00 05

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***

(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

- ☐ deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

- ☐ with sufficient postage as first class mail.

37 C.F.R. § 1.10 \*

☒ as "Express Mail Post Office to Addressee"  
Mailing Label No. EV854784918US (mandatory)

**TRANSMISSION**

- ☐ facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_

Date: 2/2/06

Signature

Kristine Carroll

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Conditional Petition and Fee for Extension of Time in Parent Case When Filing New Application Claiming Its Benefit [4-6]—page 1 of 2)

02/07/2006 CNEBA1 00000050 10798927

01 FC:2253

510.00 05

Reg. No. 25,605

Tel. No.: (312) 236-8123

Customer No.: 21015



SIGNATURE OF PRACTITIONER

Michael Piontek

*(type or print name of practitioner)*

P.O. Address